Improvement Res. No. 136574

Vacating Nevada Ave from spl of Inwood Dr. to east of Delta Hgts Add

Resolution Adopted: July 22, 1974

Confirmed: July 22, 1974

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed: Aug 15, 1974

DECLARATORY RESOLUTION No. 1365 1974 61-60-6-7/22/74

For the Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ of Nevada Avenue from the east property line of Inwood Drive to the east line of Delta Heights Addition.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Nevada Avenue from the east property line of Inwood Drive to the east line of Delta Heights Addition.

All as shown by a plan of such proposed Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ is described as follows: Lots 75 and 76, Delta Heights Addition. Said addition is inclusive to the City of Fort Wayne, Indiana

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The east 18 feet of the street to be vacated ~~The vacation of the above described street~~ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

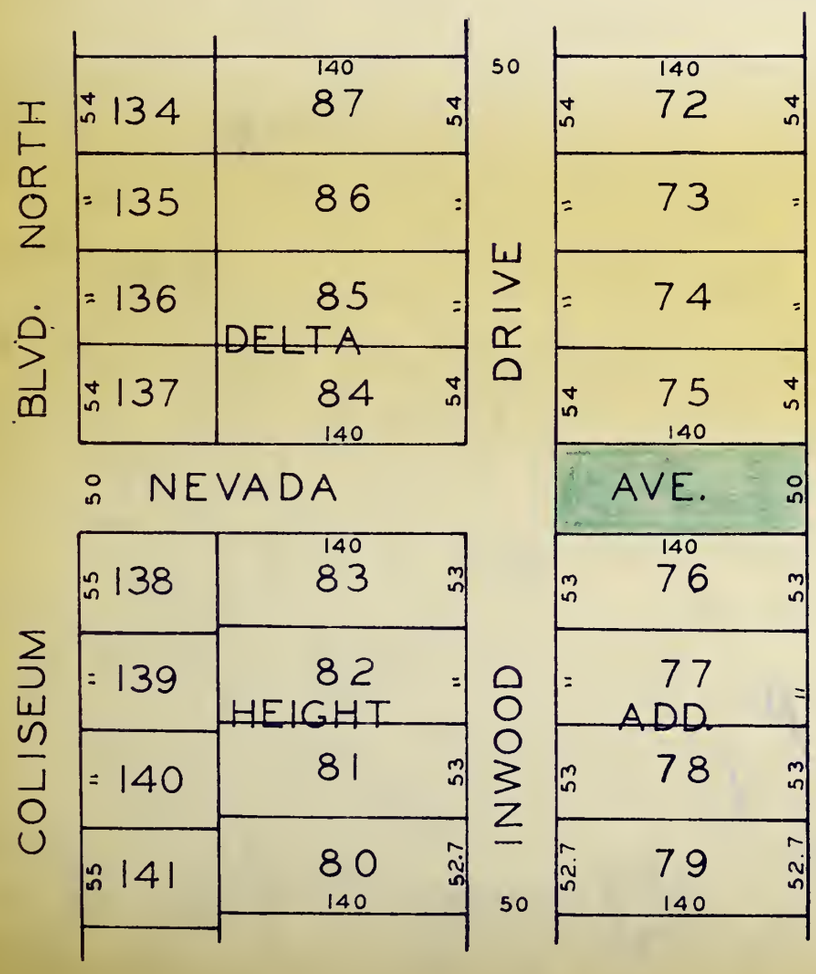
All Streets, lots and lands affected by the above described vacation are situated in the southeast quarter of Section 32, Township 31 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 22 DAY OF July 19

Attest:
Secretary Board of Public Works.

Board of Public Works.

STREET TO BE VACATED



1365

PETITION TO VACATE PORTION OF NEVADA AVENUE

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

Gentlemen:

The undersigned, the Petitioners, do hereby respectfully petition the City Plan Commission and the Board of Public Works of the City of Fort Wayne to vacate the following described portion of a street within the City of Fort Wayne, Allen County, Indiana, to-wit:

That portion of Nevada Avenue, located between Lots # 75 and # 76 of Delta Heights Addition, running 140 feet east from the east Right-of-Way of Inwood Drive.

Your petitioners represent that:

1. That they are the owners of all the real estate abutting on both sides of a portion of the street herein sought to be vacated.

2. That no other person, firm or corporation is interested in or affected by the requested vacation.

3. That the portion of the street sought to be vacated has never been opened or improved.

4. That said street is not necessary as ingress or egress to any other property whatsoever.

5. That the maintenance of said street is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof, as well as the immediately adjoining property owners that said street be vacated as prayed.

Your petitioners file this petition pursuant to the authority granted in Burns Indiana Statutes Annotated, Section 53-744, in order to complete the vacation as above described.

WHEREFORE, your Petitioners pray that that portion of the above described street be vacated according to the provisions of the Indiana Law pertaining thereto.

James Ackmann

James Ackmann
(1636 Inwood Drive)
(Lot # 76 Delta Heights Addition)

Elizabeth Ackmann

Elizabeth Ackmann
(Lot # 76 Delta Heights Addition)

Thomas P. Jehl, Pres.

Jehl Homes Corporation
BY: Thomas P. Jehl, President
(Lot # 75 Delta Heights Addition)

Richard W. Reddemann

Richard W. Reddemann
(Lot # 75 Delta Heights Addition)
(Proposed Buyer)

Lois Reddemann

Lois Reddemann
(Lot # 75 Delta Heights Addition)
(Proposed Buyer)

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https://archive.org/details/declaratoryresol1365unse

PROPOSED VACATION OF NEVADA AVENUE

WAIVER

We, the undersigned, who are all of the persons owning property which may be injuriously or beneficially affected by the vacation of the following described street located in the City of Fort Wayne, Indiana, to-wit:

> That portion of Nevada Avenue, located between Lots #75 and #76 of Delta Heights Addition, running 140 feet east from the east Right-of-Way of Inwood Drive.

which proposed vacation has been approved by the City Plan Commission and the Common Council of the City of Fort Wayne, Indiana do hereby waive any and all rights we may have to receive notice of such resolution either by publication or otherwise, dowaive our right to a hearing on said resolution and do waive our rights to file or present in any way any remonstrance against the action taken by the Board of Public Works of the City of Fort Wayne and we do all and each of us hereby agree that said Board of Public Works may take such final action as it may deem appropriate on said resolution, either confirming, modifying or rescinding such approval and we further agree that such action so taken shall be final and conclusive on us and each of us.

Dated this 20th day of June, 1974.

Inwood Dr. James Ackmann
Elizabeth R. Ackmann } LOT 76

Ford E. Reddemann
Richard W. Reddemann } LOT 75

484-9210
1706 Inwood — J & L Home Corporation
James P. Jehl Pres.

4245 Lake — Thomas C. Wiedenbeck (Pres. Concordia Luth. Church)

1365

Maf

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

B.O. 51-74

Date July 22, 1974 61-60-6

To STREET ENGINEERING DEPT.

Subject Dec. Res. No. 1365-74 vacation of Nevada Avenue, etc.

Subject resolution adopted this date.

Waiver of Public Hearing signed by all affected property owners received.

Please prepare ~~final~~ Assessment Roll. of B+D

J. D. BOSWELL
R. L. BONAR
W. G. WILLIAMS
BOARD OF PUBLIC WORKS

ajf

Attached - P.O. List.

RECEIVED
JUL 23 1974
CITY ENGINEERING DEPT.

Notices delivered
H. C. of A.R. of B+D.

Signed

Reply:

July 24, 1974

~~Final~~ Assessment roll of B+D completed and attached.

BOARD OF PUBLIC WORKS
RECEIVED
JUL 24 1974

NOTED
J.D.B.
R.L.B.
W.G.W.
Date

Kenneth N. Traylor
Kenneth N. Traylor
Street Engineer

lc
attachs. (P.O. List)

61-17-1 8/6/74

61-64-7

7/25/74

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

B.O. 51-74 July 22, 1974 61-60-6

STREET ENGINEERING DEPT.

Dec. Res. No. 1365-74 vacation of Nevada Avenue, etc.

Subject resolution adopted this date.

Waiver of Public Hearing signed by all affected property owners received.

Please prepare final Assessment Roll.

J. D. BOSWELL
R. L. BONAR
W. G. WILLIAMS
BOARD OF PUBLIC WORKS

ajf

Attached - P.O. List.

O.O. 81-74 July 22, 1974 C1-20-1

STREET ENGINEERING DEPT.

Loc. Des. No. 1385-M - Vacation of Nevada Avenue, etc.

Subject resolution adopted this date.

Waiver of Public Hearing signed by all affected property owners received.

Please prepare Final Assessment Roll.

J. B. ROSWELL
R. L. NOHAD
H. C. WILLIAMS
BOARD OF PUBLIC WORKS

ajf

Attached - P.O. List.

City of Fort Wayne

ENGINEERING DEPARTMENT

FORT WAYNE, INDIANA

CITY COUNTY BUILDING

Room 740

BOARD OF PUBLIC WORKS
RECEIVED
JUL 03 1974

July 2, 1974

Northern Indiana Public Service Company
Indiana & Michigan Electric Company
General Telephone Company of Indiana

We have received a petition to vacate the following:

Nevada Avenue from the east property line of Inwood Drive to the east line of Delta Heights Addition.

Please check your easement requirements on the enclosed post card and return to us as soon as possible.

Your truly,

Kenneth N. Traylor L.C.

Kenneth N. Traylor
Street Engineer

lc
attach.

xc: Board of Public Works ✓
(Board Order No. 51-1974)

JUL 03 1974

July 2, 1974

Richard Wanush
City Plan Director

Tom Manny
Traffic Engineer

Please submit your opinion and recommendation on the following proposed vacation:

Nevada Avenue from the east property line of Inwood Drive to the east line of Delta Heights Addition.

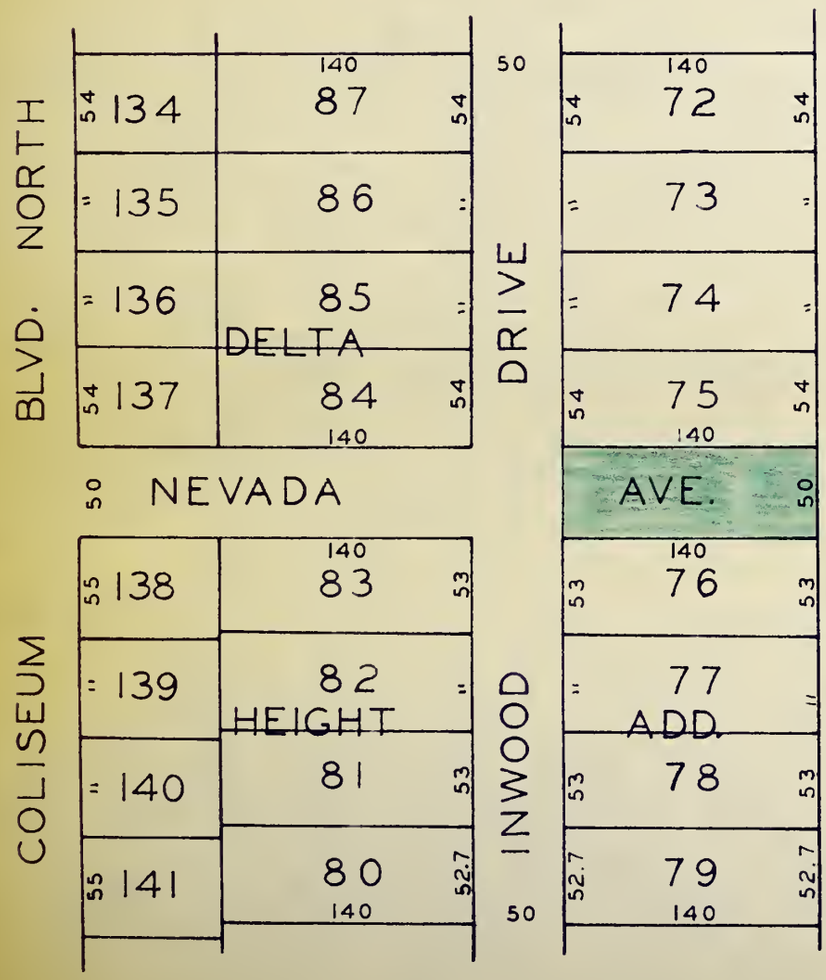
Kenneth N. Traylor L.C.

Kenneth N. Traylor
Street Engineer

lc
attachs.

xc: Board of Public Works ✓
(Board Order No. 51-1974)

STREET TO BE VACATED



B.O. 51-74 April 18, 1974

Ken Traylor, Street Engineer

Vacation - Nevada Avenue

Copy of petition to vacate portion of Nevada Avenue located between Lots 75 and 76 of Delta Heights Addition running 140 feet east from the east right-of-way of Inwood Drive has been received from City Plan.

Said vacation has been approved by City Plan and is being submitted to Council.

Upon ratification, proceed with preparation of Resolution to be adopted by the Board.

BOARD OF PUBLIC WORKS

EDNA I. SMITH, CLERK

EIS:bt

Memorandum

To EDNA Date 6-20-74

From DEB

Subject NEVADA AVE. VACATION

COPIES TO:

ALL OF THE ABUTTING OWNERS HAVE SIGNED THE WAIVER WHICH SHOULD BE SUFFICIENT TO AVOID A PUBLIC HEARING.

I CHECKED OUR OFFICE RECORDS AND THEY INDICATE THERE ARE NO SEWER, WATER OR GAS LINES TO WORRY ABOUT. THE LOCATION WAS ALSO FIELD CHECKED FOR OVERHEAD UTILITY LINES AND THERE ARE NONE.

IT THEREFORE WOULD APPEAR THE OWNER CAN GO AHEAD PER OUR DISCUSSION.

BLVD. NORTH
COLISEUM
NEVADA
DRIVE
INWOOD
AVE.
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PROPOSED VACATION OF NEVADA AVENUE

WAIVER

We, the undersigned, who are all of the persons owning property which may be injuriously or beneficially affected by the vacation of the following described street located in the City of Fort Wayne, Indiana, to-wit:

> That portion of Nevada Avenue, located between Lots #75 and #76 of Delta Heights Addition, running 140 feet east from the east Right-of-Way of Inwood Drive.

which proposed vacation has been approved by the City Plan Commission and the Common Council of the City of Fort Wayne, Indiana do hereby waive any and all rights we may have to receive notice of such resolution either by publication or otherwise, dowaive our right to a hearing on said resolution and do waive our rights to file or present in any way any remonstrance against the action taken by the Board of Public Works of the City of Fort Wayne and we do all and each of us hereby agree that said Board of Public Works may take such final action as it may deem appropriate on said resolution, either confirming, modifying or rescinding such approval and we further agree that such action so taken shall be final and conclusive on us and each of us.

Dated this 20th day of June, 1974.

Inwood Dr. James Ackmann
Elizabeth R. Ackmann } LOT 76

1184-9210
1706 Inwood
Lois E. Reddemann
Richard W. Reddemann } LOT 75
John Home Corporation
Thomas P. John Pres.

4245 Lake
Homer C. Niederhut (Pres. Concordia Luth Church)

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

B.O. 51-74

Date April 18, 1974

To Ken Traylor, Street Engineer

Subject Vacation - Nevada Avenue

Copy of petition to vacate portion of Nevada Avenue located between Lots 75 and 76 of Delta Heights Addition running 140 feet east from the east right-of-way of Inwood Drive has been received from City Plan.

Said vacation has been approved by City Plan and is being submitted to Council.

Upon ratification, proceed with preparation of Resolution to be adopted by the Board.

BOARD OF PUBLIC WORKS

Edna Smith

EDNA I. SMITH, CLERK

EIS:bt

Signed

Reply:

July 17, 1974

Declaratory Resolution, property ownership list and drawing completed and attached.

An easement is to be retained on the east eighteen (18) feet of the street.

A notice of waiver of public hearing is also attached.

Kenneth N. Traylor

Kenneth N. Traylor
Street Engineer

MV:lc
attachs.

61-60-7-

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

Ken Traylor, Street Engineer April 18, 1974

Board of Public Works

Vacation - Nevada Avenue B.O. 51-74

Copy of petition to vacate portion of Nevada Avenue located between Lots 75 and 76 of Delta Heights Addition running 140 feet east from the east right-of-way of Inwood Drive has been received from City Plan.

Said vacation has been approved by City Plan and is being submitted to Council.

Upon ratification, proceed with preparation of Resolution to be adopted by the Board.

BOARD OF PUBLIC WORKS

Edna Smith

EDNA I. SMITH, CLERK

EIS:bt

Ken Traylor, Street Engineer April 18, 1974

Board of Public Works

Vacation - Nevada Avenue B.O. 31-74

Copy of petition to vacate portion of Nevada Avenue located between Lots 75 and 76 of Delta Heights Addition running 140 feet east from the east right-of-way of Inwood Drive has been received from City Plan.

Said vacation has been approved by City Plan and is being submitted to Council.

Upon rectification, proceed with preparation of Resolution to be adopted by the Board.

BOARD OF PUBLIC WORKS

LEON T. SMITH, CLERK

RTS:bc

THE CITY OF FORT WAYNE
office of city plan commission

April 17, 1974

Edna Smith
Board of Works

Edna:

I have enclosed the following:

PETITION TO VACATE PORTION OF NEVADA AVENUE

Copies of the following:

City Plan Commission Resolution approving this vacation
Map of street to vacated
Notice of public hearing
Letter to City Council
Digest Sheet
Request for Action

This vacation was approved by the City Plan Commission on April 15, 1974, and sent to Ralph Blume to prepare in ordinance form for introduction into Council.

Any questions, please call me.

Patsie

THE CITY OF FORT WAYNE
office of city plan commission

April 17, 1974

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution for the vacation of the following:

That portion of Nevada Avenue, located between Lots # 75 and # 76 of Delta Heights Addition, running 140 feet east from the east Right-of-Way of Inwood Drive.

which was approved by the City Plan Commission at its regular meeting held April 15, 1974.

Respectfully submitted

CITY PLAN COMMISSION

Certified and signed this
17th day of April, 1974

George H. Roser

George H. Roser
Secretary

pr

Number assigned by Dave Keller's Office: # 3385

REQUEST FOR ACTION

To: City Attorney David B. Keller
or
Associate City Attorney Mr. Ralph Blume / 344 Utility Bldg.,

From: (Name, Title & Department) City Plan Commission /

City-County Building / One Main Street / Fort Wayne, Indiana 46802

Approved by Richard S. Manuel
(Person authorized to forward legal work)

Date: April 17, 1974

Subject: Ordinance for the vacation of a portion of a street.
(File subject designation)

* * * * * * * * * * *

File # Assigned by Records Librarian

Date:

* * * * * * * * * * *

Action Requested: Preparation of a street vacation ordinance for introduction into Council.

(Continue on reverse side, if necessary)

cc: City Attorney David B. Keller
(If request originally sent to an Associate City Attorney)
Mayor Ivan A. Lebamoff
Department Head of Requesting Party

Number assigned by Dave Keller's Office: # 3385

Admn. Appr. _____

TITLE OF ORDINANCE Street Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE City Plan Commission

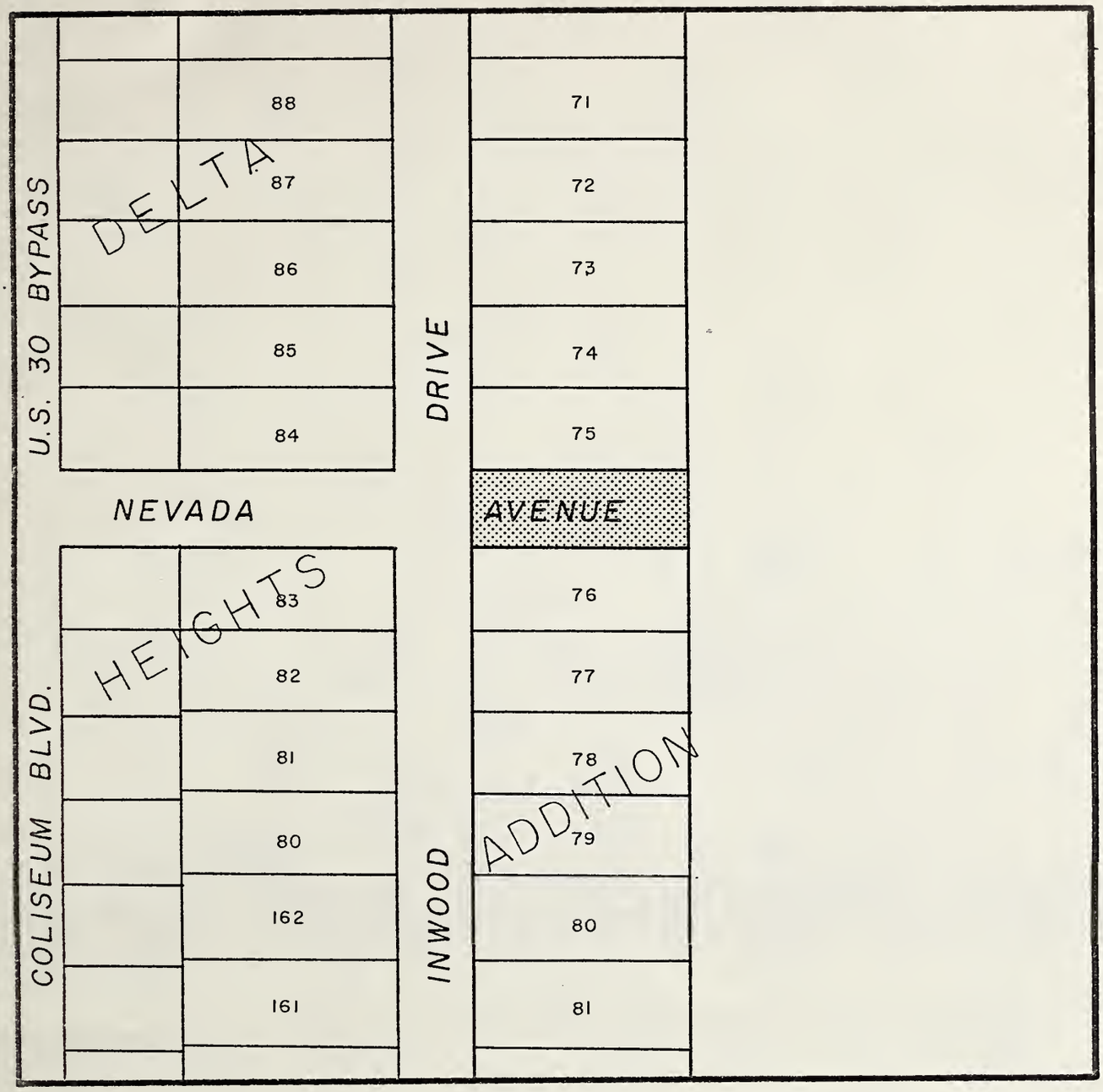
SYNOPSIS OF ORDINANCE Street vacation petition initiated by abutting property owners to vacate a portion of a street described as follows: That portion of Nevada Avenue, located between Lots # 75 and # 76 of Delta Heights Addition, running 140 feet east from the east ERight-of-Way of Inwood Drive.

EFFECT OF PASSAGE Street is presently unimproved and unopened. Street would be closed and utilized by surrounding property owners.

EFFECT OF NON-PASSAGE Street would remain open.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J. N.) _____



STREET TO BE VACATED

N

PAGE G7

DATE 4-8-74

JAG

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Fort Wayne City Plan Commission will conduct a public hearing on the 15th day of April, 1974, at 7:30 P.M. (EST), in Room # 128, 1st Floor of the City-County Building, One Main Street, Fort Wayne, Indiana, on the vacation of the following described public street situated in Allen County, Indiana, to-wit:

> That portion of Nevada Avenue, located between Lots # 75 and # 76 of Delta Heights Addition, running 140 feet east from the east Right-of-Way of Inwood Drive.

Interested persons are invited to attend said hearing and be heard. Following such hearing, said Fort Wayne City Plan Commission will forward its recommendation to the governing body having jurisdiction over streets and alleys in said area.

FORT WAYNE CITY PLAN COMMISSION

George H. Roser
Secretary

PETITION TO VACATE PORTION OF NEVADA AVENUE

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

Gentlemen:

The undersigned, the Petitioners, do hereby respectfully petition the City Plan Commission and the Board of Public Works of the City of Fort Wayne to vacate the following described portion of a street within the City of Fort Wayne, Allen County, Indiana, to-wit:

That portion of Nevada Avenue, located between Lots # 75 and # 76 of Delta Heights Addition, running 140 feet east from the east Right-of-Way of Inwood Drive.

Your petitioners represent that:

1. That they are the owners of all the real estate abutting on both sides of a portion of the street herein sought to be vacated.

2. That no other person, firm or corporation is interested in or affected by the requested vacation.

3. That the portion of the street sought to be vacated has never been opened or improved.

4. That said street is not necessary as ingress or egress to any other property whatsoever.

5. That the maintenance of said street is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof, as well as the immediately adjoining property owners that said street be vacated as prayed.

Your petitioners file this petition pursuant to the authority granted in Burns Indiana Statutes Annotated, Section 53-744, in order to complete the vacation as above described.

WHEREFORE, your Petitioners pray that that portion of the above described street be vacated according to the provisions of the Indiana Law pertaining thereto.

James Ackmann

James Ackmann
(1636 Inwood Drive)
(Lot # 76 Delta Heights Addition)

Elizabeth Ackmann

Elizabeth Ackmann
(Lot # 76 Delta Heights Addition)

Thomas P. Jehl Pres.

Jehl Homes Corporation
BY: Thomas P. Jehl, President
(Lot # 75 Delta Heights Addition)

Richard W. Reddemann

Richard W. Reddemann
(Lot # 75 Delta Heights Addition)
(Proposed Buyer)

Lois Reddemann

Lois Reddemann
(Lot # 75 Delta Heights Addition)
(Proposed Buyer)

BILL NO. G-74-05-15

GENERAL ORDINANCE NO. G-12-74

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Nevada Avenue in the City of Fort Wayne.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a portion of Nevada Avenue having been filed with the Fort Wayne City Plan Commission, and resolution having been duly adopted by the Fort Wayne City Plan Commission on April 15, 1974 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Stat., 1974 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following portion of Nevada Avenue in Fort Wayne, Allen County, Indiana, to-wit:

> That portion of Nevada Avenue, located between Lots # 75 and # 76 of Delta Heights Addition, running 140 feet east from the east Right-of-Way of Inwood Drive

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Councilman

APPROVED AS TO FORM AND LEGALITY, 5-10-74

CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by V. Schmidt, and duly adopted, read the second time by title and referred to the Committee on Regulations (~~and the City Plan Commission for recommendation) and Public Hearing to be held after due legal~~ notice, at ~~the Council Chambers, City-County Building, Fort Wayne, Indiana, on~~ _____, the _____ day of _____, 197_____, at _____ o'clock ~~P.M.~~, E.S.T.

Date: 5-14-74.

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Stier, and duly adopted, placed on its passage. Passed (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
	9	0		
BURNS	X			
HINGA	X			
KRAUS	X			
MOSES	X			
NUCKOLS	X			
SCHMIDT, D.	X			
SCHMIDT, V.	X			
STIER	X			
TALARICO	X			

DATE: 5-28-74

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. G-12-74 on the 28th day of May, 1974.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of May, 1974, at the hour of 11:00 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 29th day of May, 1974, at the hour of 3:30 o'clock P. M., E.S.T.

Ivan A. Lesh
MAYOR

Department of Public Works

Office of the Board: Room No. 910 City-County Building

Fort Wayne, Indiana., August 5 19 74

.....

.....
City:

Notice is hereby given you that an assessment of benefits, or award of damages, on account for the vacation of Nevada Avenue from the east property line of Inwood Drive to the east line of Delta Heights Addition.

.....

has been made against property, situated in the City of Fort Wayne, in Allen County, State of Indiana, recorded as being owned by you, known and described as follows, which assessment of benefits is set opposite said description:

	BENEFITS	DAMAGES
	$1.00	$1.00

All in pursuance to Declaratory Resolution No. 1365-1974, adopted by the Board of Public Works of said City, on the 22nd day of July, 19 74; authorized by the provisions of an act of the General Assembly of the State of Indiana, approved March 6th, 1905. Entitled "An Act Concerning Municipal Corporations," and under all acts amendatory thereto and supplemental thereof.

The Board of Public Works will meet, in its office, at 3:30 o'clock P. M., on the 15th day of August, 19 74; for the purpose of hearing and considering any remonstrance which you may desire to present in regard to the amount of your assessment of benefits or award of damages, as aforesaid.

By Order of

BOARD OF PUBLIC WORKS.

NOTICE

OF ASSESSMENT OF BENEFITS OR AWARD OF DAMAGES

Against .....

.....

.....

Account Declaratory Res. 1365-1974

Vacation of Nevada Avenue from

Inwood Dr. to Delta Heights Add.

Served on .....

.....

by reading and leaving a copy at

.....

No. ..... Street

on the..... day of....., 19.....

Served by .....

R E S O L U T I O N

WHEREAS, JAMES AND ELIZABETH ACKMANN, RICHARD W. AND LOIS REDDEMANN, AND JEHL HOMES CORPORATION, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of a city street in the City of Fort Wayne, Allen County, Indiana, to-wit:

> That portion of Nevada Avenue, located between Lots # 75 and # 76 of Delta Heights Addition, running 140 feet east from the east Right-of-Way of Inwood Drive.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes Annotated, 1964 Replacement, Section 53-744); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS,said public hearing was held on April 15, 1974, at 7:30 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street.

NOW, THEREFORE, BE IT RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana; and,

BE IT FURTHER RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved; and,

BE IT FURTHER RESOLVED, that the action of the Fort Wayne City Plan Commission be forwarded to the Common Council of the City of Fort Wayne for its action thereon.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Alan R. Grinsfelder, President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a Resolution adopted by the Fort Wayne City Plan Commission following a Public Hearing of said Commission held on the 15th day of April, 1974, and as the same appears on record in the official records of the Plan Commission.

Dated this 15th day of April, 1974.

Alan R. Grinsfelder
President
Fort Wayne City Plan Commission

DECLARATORY

~~Improvement~~ **Resolution No. 1365-74 For** THE VACATION of NEVADA AVENUE from the EAST PROPERTY LINE of INWOOD DRIVE TO the EAST LINE of DELTA HEIGHTS ADDITION.

	OWNER'S NAME	ADDRESS	NUMBER OF LOT	NUMBER OF BLOCK	NUMBER OF O. L.	DESCRIPTION
1	REDDEMANN, RICHARD W. + LOIS E.	1706 INWOOD DRIVE	75			DELTA HEIGHTS ADD.
2	ACKMANN, JAMES + ELIZABETH R	1636 INWOOD DRIVE	76			" " "
3	CONCORDIA EVANG. LUTHERAN CHURCH	4245 LAKE AVE.	SPACE			E½ W¼ SE¼ exc SE. 2 A. + exc N 19 A + exc E 243 of W 398 of S 210' SEC 32-31-13
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